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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/623,406

07/18/2003

HanCheng Hsiung

5760-12400

5015

35690

7590

01/29/2009

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.

P.O. BOX 398

AUSTIN, TX 78767-0398

EXAMINER

LU, CHARLES EDWARD

ART UNIT

PAPER NUMBER

2161

MAIL DATE

DELIVERY MODE

01/29/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* HANCHENG HSIUNG  
and XINYI DAVID LAI

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Application 10/623,406  
Technology Center 2100

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Mailed: January 29, 2009

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Before, MARIA VIGNONE, *Supervisory Trial Clerk*.  
VIGNONE, *Supervisory Trial Clerk*.

**ORDER RETURNING UNDOCKETED APPEAL**

This application was electronically received by the Board of Patent Appeals and Interferences on January 12, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

**EXAMINER'S CONSIDERATION OF REPLY BRIEF**

A Reply Brief was filed in this application on December 8, 2008. There is no evidence on the record indicating that the Examiner has considered the Reply Brief in accordance with 37 CFR CFR § 41.43(a)(1) and MPEP § 1208, part II.

**CONCLUSION**

Accordingly, it is Ordered, the Examiner:  
consider the Reply Brief filed December 8, 2008, as indicated above.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

MTV

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